



09-24-01

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EXPRESS MAIL NO. EL 615 209 560 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Steven P. HOLZBERG., *et al.*

Application Serial No.: 09/771,009

Filed: January 25, 2000

For: **CYTOPLASMIC INHIBITION OF
GENE EXPRESSION OF A
FOREIGN PROTEIN IN A
MONOCOT PLANT BY A PLANT
VIRAL VECTOR**

Group Art Unit: 1642

Examiner: To be Assigned

Attorney's Docket No:
00801.0172.00US002001 SEP 28 PM 1:44
US PATENT & TRADEMARK
OFFICEOFFICE OF FINANCE
REFUND REQUEST#61 Reg for
refund
11-13-01**REQUEST FOR A REFUND**Commissioner for Patents
Washington, D.C. 20231

Sir:

On July 24, 2001, the undersigned attorneys on behalf of Applicants filed a Response to Notice to File Missing Parts for the above-referenced application, including a check in the amount of \$2,872.00 to the order of the Commissioner of Patents and Trademarks. At the time of this filing, Applicants did not request a reduction of one half of the filing fee.

According to § 1.27, the undersigned is hereby asserting a claim for small entity status for the Applicants. Inventors Steven P. Holzberg and Gregory P. Pogue have assigned their rights to Large Scale Biology Corporation. Large Scale Biology Corporation is a small business concern under § 1.9(d), thus is entitled to a status as small entity according to § 1.9(f).

Therefore, Applicants respectfully request a reduction of one half of the filing fee and a refund of \$1,436.00.



It is believed that no fees are due in connection with this submission. However, if any fees are due, please charge them to Howrey & Simon's Deposit Account No. 08-3038.

Respectfully submitted,



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